



UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

vs.

Fredy Alexander Vega,

Defendant.

Case No.: SA 13 - 321M

ORDER OF DETENTION

I.

A. ☒ On motion of the Government in a case allegedly involving:

1. ☐ a crime of violence.
2. ☐ an offense with maximum sentence of life imprisonment or death.
3. ☒ a narcotics or controlled substance offense with maximum sentence of ten or more years.
4. ☐ any felony - where defendant convicted of two or more prior offenses described above.
5. ☐ any felony that is not otherwise a crime of violence that involves a minor victim, or possession or use of a firearm or destructive device or any other dangerous weapon, or a failure to register under 18 U.S.C. § 2250.

- 1 B. ☐ On motion by the Government/() on Court's own motion, in a case
2 allegedly involving:
3 ☐ On the further allegation by the Government of:
4 1. ☐ a serious risk that the defendant will flee.
5 2. ☐ a serious risk that the defendant will:
6 a. ☐ obstruct or attempt to obstruct justice.
7 b. ☐ threaten, injure or intimidate a prospective witness or
8 juror, or attempt to do so.
9 C. The Government (☒) is/() is not entitled to a rebuttable presumption that no
10 condition or combination of conditions will reasonably assure the defendant's
11 appearance as required and the safety of any person or the community.
12

13 **II.**

- 14 A. (☒) The Court finds that no condition or combination of conditions will
15 reasonably assure:
16 1. (☒) the appearance of the defendant as required.
17 ☐ and/or
18 2. ☐ the safety of any person or the community.
19 B. ☐ The Court finds that the defendant has not rebutted by sufficient evidence to
20 the contrary the presumption provided by statute.
21

22 **III.**

- 23 The Court has considered:
24 A. (☒) the nature and circumstances of the offense(s) charged, including whether
25 the offense is a crime of violence, a Federal crime of terrorism, or involves
26 a minor victim or a controlled substance, firearm, explosive, or destructive
27 device;
28 B. (☒) the weight of evidence against the defendant;

- 1 C. (X) the history and characteristics of the defendant; and
2 D. (X) the nature and seriousness of the danger to any person or the community.
3

4 IV.

5 The Court also has considered all the evidence adduced at the hearing and the
6 arguments and/or statements of counsel, and the Pretrial Services
7 Report/recommendation.
8

9 V.

10 The Court bases the foregoing finding(s) on the following:

- 11 A. (✓) As to flight risk:

12 ~~unknown background and bail resources~~

13 nature of the present allegations + possible
14 penalty

15 extensive, recent travel to Mexico - ten times in past five years
16 + three times to Guatemala
17
18
19
20

- 21 B. (X) As to danger:

22 nature of the allegations

23 prob. part of international drug trafficking ring
24 committed crime while at his job
25
26
27
28

VI.

- 1
- 2 A. () The Court finds that a serious risk exists the defendant will:
- 3 1. () obstruct or attempt to obstruct justice.
- 4 2. () attempt to/ () threaten, injure or intimidate a witness or juror.
- 5 B. The Court bases the foregoing finding(s) on the following:

6 _____

7 _____

8 _____

9

VII.

- 10
- 11 A. IT IS THEREFORE ORDERED that the defendant be detained prior to trial.
- 12 B. IT IS FURTHER ORDERED that the defendant be committed to the custody of the
- 13 Attorney General for confinement in a corrections facility separate, to the extent
- 14 practicable, from persons awaiting or serving sentences or being held in custody
- 15 pending appeal.
- 16 C. IT IS FURTHER ORDERED that the defendant be afforded reasonable opportunity
- 17 for private consultation with counsel.
- 18 D. IT IS FURTHER ORDERED that, on order of a Court of the United States or on
- 19 request of any attorney for the Government, the person in charge of the corrections
- 20 facility in which defendant is confined deliver the defendant to a United States
- 21 marshal for the purpose of an appearance in connection with a court proceeding.
- 22
- 23

24 DATED: 7/30/13


JEAN ROSENBLUTH
U.S. MAGISTRATE JUDGE